

Chapter 10 ANIMALS¹

ARTICLE I. IN GENERAL

Sec. 10-1. Animal Control Act adopted.

The Illinois Animal Control Act, 510 ILCS 5/1 et seq., is hereby incorporated by reference and made a part of this section.

(Ord. No. 100802, § 6.04.015(B), 10-8-2002)

Sec. 10-2. Violations; penalty.

Failure to perform any act required or the performance of any act prohibited by this chapter is punishable as provided in section 1-10. Each day during which a violation continues shall be deemed a separate offense and separate penalties may be assessed for each separate offense.

(Ord. No. 100802, § 6.04.080, 10-8-2002)

Sec. 10-3. Animal wardens.

All village officers and their designees shall be deemed animal wardens, whose duty it shall be to enforce this chapter. The president of the board of trustees and the chairman of the public health and sanitation committee may from time to time appoint designees as animal wardens.

Sec. 10-4. Cleanliness of places where animals are kept.

No person shall cause or allow any place where any animal is or may be kept to become unclean or unwholesome.

Sec. 10-5. Owner's duties; cruelty to animals.

- (a) Each owner shall provide for each of his animals:
 - (1) Sufficient quantity of good quality, wholesome food and water;
 - (2) Adequate shelter and protection from the weather;
 - (3) Veterinary care when needed to prevent suffering; and
 - (4) Humane care and treatment.
- (b) No person or owner may beat, cruelly treat, torment, starve, overwork or otherwise abuse any animal.

¹State law reference(s)—Authority to regulate animals, 510 ILCS 5/24.

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- (c) No owner may abandon any animal where it may become a public charge or may suffer injury, hunger or exposure.
 - (d) No person may intentionally commit an act that causes a companion animal to suffer serious injury or death, provided that the prohibition of this subsection (d) does not include euthanasia of a companion animal through recognized methods approved by the state department of agriculture.

Sec. 10-6. Running at large.

It is unlawful to permit any animal to run at large in the village. Any such animal running at large in any public place in the village shall be impounded in the manner provided in article III of this chapter.

Sec. 10-7. Noisy animals.

It is unlawful to harbor or keep any animals or birds which disturb the peace by loud noises at any time of the day or night.

Sec. 10-8. Authority to kill dangerous animals.

Animal wardens or their designees or any other persons in the village are authorized to kill any dangerous animal of any kind when it is necessary for the protection of any person or property.

Sec. 10-9. Keeping certain animals prohibited.

It is unlawful to keep any horses, ponies, sheep, goats, swine, cattle, fowl, snakes or pigeons, or any animal which is dangerous to mankind, within the village.

Sec. 10-10. Offensive waste; disposal of waste and carcasses.

It shall be unlawful for any person having animal matter which is in the process of decay so as to be offensive or dangerous to the public health to permit such animal matter to remain for more than 12 hours. All fecal waste from animals and fowl, including, but not limited to, dogs, cats, rabbits, and pigeons, must be removed daily. It shall be unlawful to:

- (1) So negligently conduct any business or use any premises as to create such an offensive smell as may taint the air and render it unwholesome or disagreeable to the neighborhood.
- (2) Cause or suffer the carcass of any animal or vegetable matter such as slop, swill, suds, filth, garbage, or offal or noisome substance of any kind to be collected, deposited or remain in any place in the village.
- (3) Throw or deposit, or cause to be thrown or deposited, any offal or any offensive matter, or the carcass of any animal, in any water, pond, spring, or well, or on land within the village.
- (4) Deposit any dead animal or other filthy, offensive or noisome substance upon any lot, street, alley, highway, park or other place.
- (5) Corrupt or render unwholesome or impure the water of any drinking hydrant, spring, stream, pond, or lake, to the injury of others.
- (6) Keep, or suffer to be kept, in a foul, offensive, noisome or filthy condition, any pigeon or rabbit coop or any other animal or bird pen, building, yard, trailer, ground or premises.

Sec. 10-11. Diseased animals.

- (a) No domestic animal afflicted with a contagious or infectious disease shall be allowed to run at large, or to be exposed in any public place whereby the health of man or beast may be affected; nor shall such diseased animal be shipped or removed from the premises of the owner thereof except under the supervision of the animal warden or his designee.
- (b) It is made the duty of the animal control officer to secure such disposition of any diseased animal and such treatment of affected premises as is necessary to prevent the communication and spread of the contagion or infection, except in cases where the state veterinarian is empowered to act.

Sec. 10-12. Hunting or killing animals.

It is unlawful for any person to engage in killing or in hunting any animal, other than as prescribed by law, in the village.

Secs. 10-13—10-31. Reserved.***ARTICLE II. DOGS AND CATS*****Sec. 10-32. Running at large.**

The owner or keeper of any dog, cat or other domestic animal shall not permit such dog, cat or other domestic animal to go beyond the premises of the owner or keeper unless such dog, cat or other domestic animal shall at all times be under the control of its owner or keeper.

(Ord. No. 100802, § 6.04.010, 10-8-2002)

Sec. 10-33. Rabies vaccination.

Every owner or keeper of a dog or cat before such dog or cat reaches four months of age shall cause such dog or cat to be inoculated against rabies by a licensed veterinarian at such intervals as may be established pursuant to the Illinois Animal Control Act.

(Ord. No. 100802, § 6.04.015(A), 10-8-2002)

Sec. 10-34. Prohibited acts.

No dog or cat shall be permitted to commit any of the following acts on any premises or property, private or public: bite or charge any person, destroy private property, scatter refuse, chase vehicles, deposit fecal matter on any property not of its owner, or commit any nuisance defined by this chapter or other village ordinance.

(Ord. No. 100802, § 6.04.020, 10-8-2002)

Sec. 10-35. Owner's responsibility regarding cleanup of waste deposits.

Any person allowing any dog or cat to trespass and defecate upon any public or private property within the village, not owned, leased or otherwise controlled by said person, shall immediately clean up any such fecal matter deposited upon such property and shall properly dispose of same.

(Ord. No. 100802, § 6.04.030, 10-8-2002)

Sec. 10-36. Noisy dogs, cats or other domestic animals.

It is declared a public nuisance and it is unlawful for any person to own or keep any dog within the village which barks or howls or any dog, cat or other domestic animal which whines or otherwise behaves in such a manner as to disturb the peace and quiet and safety of persons in the neighborhood. It shall be a rebuttable presumption that any such barking, whining or howling does, in fact, disturb the peace, comfort and/or repose of others when such activities take place between the hours of 9:00 p.m. and 7:00 a.m.

(Ord. No. 100802, § 6.04.040, 10-8-2002)

Sec. 10-37. Impoundment.

Any individual designated by the village president is authorized to impound any dog, cat or other domestic animal found within the village which is in violation of the provisions of this article. Any unlicensed dog, cat or other domestic animal which appears to be suffering from rabies or affected by hydrophobia, mange or other infectious disease, shall not be released but shall be destroyed forthwith.

(Ord. No. 100802, § 6.04.070, 10-8-2002)

Sec. 10-38. Tampering with animal trap.

It is unlawful for any person not authorized by the village president to tamper with or release an animal from an animal trap that is not on that person's property.

(Ord. No. 100802, § 6.04.075, 10-8-2002)

Sec. 10-39. Redemption of impounded dogs, cats and all other domestic animals.

- (a) In addition to the penalties described in section 10-2, any person seeking to redeem any impounded animal shall, before redeeming such animal, pay the actual charge made by the poundkeeper for the care of the animal for each day such animal has been held in the pound, and any other reasonable charges made by the poundkeeper relative to the care of such animal while held in the pound, and if not presently implanted shall pay the poundkeeper to implant an identification microchip in the animal.
- (b) In addition to the penalties described in section 10-2 and the redemption fees as set forth hereinabove, any person seeking to redeem any impounded animal previously impounded shall pay to the village upon redemption an additional fee in the amount established by the board and included in the village fee schedule on file in the office of the village clerk.

Secs. 10-40—10-60. Reserved.

ARTICLE III. IMPOUNDMENT AND REDEMPTION

Sec. 10-61. Duty of animal warden to impound animals running at large.

It shall be the duty of the animal warden to impound any animal running at large within the village by delivering the animal to a licensed veterinarian within the village.

Sec. 10-62. Records of impoundment.

Immediately after impounding any animal under this article, it shall be the duty of the animal warden to enter upon a book kept by him for such purpose the date of impounding, a description of the animal impounded, and a record as to whether or not such animal has been licensed or tagged or otherwise identified.

Sec. 10-63. Public notice of impoundment; disposition of unredeemed animals.

- (a) Public notice of the impounding of an animal under this article shall be given by posting one copy of the description of such animal and date of impounding at the office of the veterinarian.
- (b) Any such animal without identification and not redeemed by the owner thereof within three days after the posting of such notice by the animal warden is declared to be a public nuisance and may be destroyed at the discretion of the animal warden. Any animal with identification unclaimed seven days after notice mailed to the person designated on the registration as the owner, by regular mail, may be destroyed. The veterinarian is thereafter authorized to kill or destroy such animal.

Sec. 10-64. Mailing of notice to owner.

It shall be the duty of the animal warden to cause notice to be served by mail upon the registered owner of any animal with identification impounded under the provisions of this article. Such notice shall be mailed at least two days prior to the posting of the notice of impounding provided for in section 10-63.

Sec. 10-65. Redemption.

The owner of any animal impounded under this article may redeem the animal by payment of a fee in the amount established by the board and included in the village fee schedule on file in the office of the village clerk to the village clerk and presentation of the receipt therefor to the veterinarian housing such animal and, in addition, payment to the veterinarian of his reasonable charges for the housing of such animal.